

REMARKS

In response to the Office Action dated February 19, 2009, Applicant requests consideration of the foregoing amendments and the following remarks. Claims 1, 24, 25, and 27 are amended, and claims 23 and 26 were previously cancelled. Accordingly, claims 1-22, 24, 25, 27, and 28 are currently pending in the application. No new matter has been added by virtue of the amendments.

I. Claim Rejection - 35 U.S.C. § 112

Claim 25 is rejected under 35 U.S.C. 112, second paragraph, as lacking sufficient antecedent basis. More particularly, the Office Action states that the limitation “selectively directing the data . . .”, in lines 5-7, lacks antecedent basis. Applicant has amended claim 25 in a manner that Applicant believes to overcome this rejection. Accordingly, Applicant requests that the rejection be reconsidered and withdrawn, and that claim 25 be allowed.

II. Claim Rejection - 35 U.S.C. § 101

Claims 1-11, 24, 25, and 27-28 are rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. Applicant has amended claims 1 (from which claims 2-11 depend), 24, 25, and 27 (from which claim 28 depends) in a manner that Applicant believes to overcome this rejection. More particularly, Applicant has amended claims 1, 24, 25, and 27 to recite particular apparatus adapted to perform the steps or acts to be performed as per these claims. Applicant believes that the amendments comply with the provisions of 35 U.S.C. §101, and therefore Applicant requests that the rejection be reconsidered and withdrawn, and that claims 1-11, 24, 25, and 27-28 be allowed.

CONCLUSION

In view of the foregoing, it is believed that all claims now pending are in condition for allowance. A Notice of Allowance is earnestly solicited at the earliest possible date. If the Examiner believes that a telephone conference would be useful in moving the application forward to allowance, the Examiner is encouraged to contact the undersigned at (480) 385-5060. If necessary, the Commissioner is hereby authorized to charge payment or credit any overpayment to Deposit Account No. 50-2091 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly extension of time fees.

Respectfully submitted,

/SHERRY W. SCHUMM/
Sherry W. Schumm
Reg. No. 39, 422

(480)385-5060

Date April 30, 2009